



Eric Gonzalez
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KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: NEIL MAGLIANO

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure:

On March 28, 2016, Det. Magliano testified in a combined Mapp/Huntley/Dunaway suppression hearing, in New York County Supreme Court, presided over by Justice Juan M. Merchan, for a case under Indictment number 1215-2015. In a written decision by J. Merchan, dated July 8, 2016, the Court suppressed written and oral statements made by the defendant as well as narcotics, marijuana, and a loaded gun allegedly seized by the police pursuant to a car stop. The Court held, inter alia, that the testimony of Det. Magliano and his partner "... was so contradictory and inconsistent, both with each other and internally, that this Court simply cannot believe that they justifiably stopped the Honda. There is no credible reason that this Court can glean from the record as to why the Honda was pulled over." In a footnote in its written decision, the Court noted that testimony by both officers about the driver straddling a dividing line "mirrored substantially what Det. Mangliano had testified to" in the hearing for a different case, *People v. James DeLaCruz*, Indictment 3986/2015, dated May 21, 2015, where at the conclusion of that hearing Justice Stephen found that "Detective Maglino's testimony was not not credible".

The Court's July 8, 2016 written decision is attached hereto.

**BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE
UNAWARE OF ANY PENDING AND OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.**

Eric Gonzalez
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Kings County